

INTERNATIONAL SEARCH REPORT

International Application No

PCT/EP2004/006544

A. CLASSIFICATION OF SUBJECT MATTER

IPC 7 B01J2/04 A23D7/00 A23D7/04

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 B01J A23D

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, WPI Data, FSTA, MEDLINE, BIOSIS

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 2002/048606 A1 (ZAWISTOWSKI JERZY) 25 April 2002 (2002-04-25) paragraphs [0007] - [0010], [0012] - [0031] paragraphs [0036] - [0041] paragraphs [0043] - [0051] examples 1,2 ----- BELITZ H.D., GROSCH W.: "Food Chemistry, Second Edition" 1999, SPRINGER-VERLAG , BERLIN HEIDELBERG NEW YORK , XP002264854 ISBN: 3-540-64692-2 page 472; table 10.4 ----- - / --	1,4-7
X		1,4-6



Further documents are listed in the continuation of box C



Patent family members are listed in annex.

° Special categories of cited documents :

- "A" document defining the general state of the art which is not considered to be of particular relevance
- "E" earlier document but published on or after the international filing date
- "L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- "O" document referring to an oral disclosure, use, exhibition or other means
- "P" document published prior to the international filing date but later than the priority date claimed

"T" later document published after the International filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

"Y" document of particular relevance, the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.

"&" document member of the same patent family

Date of the actual completion of the international search

5 November 2004

Date of mailing of the international search report

28.01.2005

Name and mailing address of the ISA

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PCT/EP2004/006544

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

INTERNATIONAL SEARCH REPORT

International Application No
PCT/EP2004/006544

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category °	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	US 2 521 219 A (HOLMAN GEORGE W ET AL) 5 September 1950 (1950-09-05) the whole document -----	
A	TÜRK M ET AL: "Micronization of pharmaceutical substances by the Rapid Expansion of Supercritical Solutions (RESS): a promising method to improve bioavailability of poorly soluble pharmaceutical agents" JOURNAL OF SUPERCRITICAL FLUIDS, PRA PRESS, US, vol. 22, no. 1, January 2002 (2002-01), pages 75-84, XP004313515 ISSN: 0896-8446 the whole document -----	7-16

INTERNATIONAL SEARCH REPORT

Box II Observations where certain claims were found unsearchable (Continuation of item 2 of first sheet)

This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:

2. Claims Nos.: because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:
see FURTHER INFORMATION sheet PCT/ISA/210

3. Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

Box III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

see additional sheet

1. As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.

2. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.

3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:

4. No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

1-16

Remark on Protest

The additional search fees were accompanied by the applicant's protest.

No protest accompanied the payment of additional search fees.

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

Continuation of Box II.2

Present claim 2, 5 and 6 relate to a product defined (*inter alia*) by reference to the following parameters:

P1: ... the solid ... particles are at least 50% alpha-polymorph
P2: ... an average diameter D_{3,2} of ...

The use of these parameters in the present context is considered to lead to a lack of clarity within the meaning of Article 6 PCT. It is impossible to compare the parameters the applicant has chosen to employ with what is set out in the prior art. The lack of clarity is such as to render a meaningful complete search impossible. Consequently, the search has been restricted to the rest of the features present in the claims.

The applicant's attention is drawn to the fact that claims relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure. If the application proceeds into the regional phase before the EPO, the applicant is reminded that a search may be carried out during examination before the EPO (see EPO Guideline C-VI, 8.5), should the problems which led to the Article 17(2) declaration be overcome.

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

This International Searching Authority found multiple (groups of) inventions in this international application, as follows:

1. claims: 1-16

Process for obtaining an edible dispersion comprising oil.

2. claims: 17-21

Use of micronised fat powder to stabilise an edible dispersion comprising oil.

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/EP2004/006544

Patent document cited in search report		Publication date		Patent family member(s)		Publication date
US 2002048606	A1	25-04-2002	AT AU WO CA DE DE EP ES JP PT	246880 T 2426500 A 0045648 A1 2360835 A1 60004479 D1 60004479 T2 1148793 A1 2204503 T3 2002535975 T 1148793 T		15-08-2003 25-08-2000 10-08-2000 10-08-2000 18-09-2003 24-06-2004 31-10-2001 01-05-2004 29-10-2002 31-12-2003
US 6468578	B1	22-10-2002	AU BR CA DE DE DK WO EP HU PL SK ZA	3703399 A 9909301 A 2327096 A1 69902242 D1 69902242 T2 1065938 T3 9949738 A1 1065938 A1 0101554 A2 343242 A1 14652000 A3 200004548 A		18-10-1999 21-11-2000 07-10-1999 29-08-2002 06-02-2003 11-11-2002 07-10-1999 10-01-2001 28-10-2001 30-07-2001 11-06-2001 31-08-2001
US 4889740	A	26-12-1989	CA DE GB JP JP	1339500 C 3816978 A1 2208079 A ,B 1055146 A 2686279 B2		21-10-1997 08-12-1988 22-02-1989 02-03-1989 08-12-1997
EP 0021483	A	07-01-1981	CA DE EP PH US	1144815 A1 3066481 D1 0021483 A1 17924 A 4385076 A		19-04-1983 15-03-1984 07-01-1981 31-01-1985 24-05-1983
US 2002034577	A1	21-03-2002	GB AT AU AU BR CA DE DE EP ES WO NZ	2335433 A 252842 T 758730 B2 3269499 A 9908951 A 2328185 A1 69912408 D1 69912408 T2 1063895 A1 2209488 T3 9948377 A1 506448 A		22-09-1999 15-11-2003 27-03-2003 18-10-1999 28-11-2000 30-09-1999 04-12-2003 22-07-2004 03-01-2001 16-06-2004 30-09-1999 26-11-2002
US 6190680	B1	20-02-2001	JP	2000157168 A		13-06-2000
US 4375483	A	01-03-1983	CA DE EP PH	1180223 A1 3262751 D1 0063835 A2 17236 A		01-01-1985 02-05-1985 03-11-1982 03-07-1984
US 5516543	A	14-05-1996	AU AU	674220 B2 6488094 A		12-12-1996 05-01-1995

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/EP2004/006544

Patent document cited in search report	Publication date	Patent family member(s)		Publication date
US 5516543	A	CA	2125914 A1	26-12-1994
		DE	69428397 D1	31-10-2001
		DE	69428397 T2	26-09-2002
		DK	630580 T3	31-12-2001
		EP	0630580 A2	28-12-1994
		ES	2162836 T3	16-01-2002
		JP	7041504 A	10-02-1995
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EP 0572051	A	01-12-1993	EP	0572051 A1
			AT	152880 T
			AU	3706093 A
			CA	2095131 A1
			DE	69310611 D1
			DE	69310611 T2
			JP	6319431 A
			JP	7067362 B
			US	5362512 A
			ZA	9303025 A
<hr/>				
EP 0744992	B	04-12-1996	SI	9400079 A
			CA	2182786 A1
			DE	59500808 D1
			EP	0744992 A1
			GR	3025495 T3
			JP	3510262 B2
			JP	9508851 T
			AT	159184 T
			DK	744992 T3
			WO	9521688 A1
			ES	2109095 T3
			US	6056791 A
<hr/>				
US 2521219	A	05-09-1950	NONE	
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